

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Appeal to the Board of Patent Appeals and Interferences

PATENT APPLICATION

In re PATENT APPLICATION of

Inventor(s): ENGEL et al.

Appln. No.: 09

Series Code ↑

333,256

Serial No. ↑

Group Art Unit: 1615

Examiner.: S. Tran

Atty. Dkt. P 260218

M#

92/20PH/DE  
Client Ref

Filed: June 15, 1999

Title: CYCLOPHOSPHAMIDE FILM-COATED TABLETS

Date: May 7, 2001

Hon. Commissioner of Patents  
Washington, D.C. 20231

Sir:

1. ☒ **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated November 7, 2000 of the Examiner twice/finally rejecting claim(s) in this application or in this application and its parent application.
2. ☐ **BRIEF** on appeal in this application attached in triplicate (extendable up to 5 months).
3. ☐ An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer- unextendable)
4. ☐ Reply Brief is attached in triplicate (due two months after Examiner's Answer - unextendable).
5. ☐ "Small entity" statement filed: ☐ herewith. ☐ previously.
6. ☐ Fee **NOT** required if/since paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits (35 USC 134).

## 7. FEE CALCULATION

	Large/Small Entity	Fee Code
If box 1 above is X'd, .....enter	\$310/155	\$310 119/219
If box 2 above is X'd, .....enter	\$310/155	\$0 120/220
If box 3 above is X'd, .....enter	\$270/135	\$0 121/221
If box 4 above is X'd, .....enter nothing	- 0 - (no fee)	
<b>8. Original due date: February 7, 2001</b>		
9. Petition is hereby made to extend the original due date (1 mo) \$110/\$55	\$890	115/215
to cover the date this response is filed for which the (2 mos) \$390/\$195		116/216
requisite fee is attached. (3 mos) \$890/\$445		117/217
(4 mos) \$1390/\$695		118/218
(Usable only if box 2 is X'd--- 5 mos) \$1890/\$945	+\$	128/228
10. Enter any previous extension fee paid <input checked="" type="checkbox"/> previously since above	-\$890	
Original due date (item 8 ); <input checked="" type="checkbox"/> with concurrently filed amendment .....		
11. Subtract line 9 from line 8 and enter: Total Extension Fee		+\$0
12. TOTAL FEE ATTACHED =		\$310

(Our Deposit Account No. 03-3975)

(Our Order No. 011468 0260218

C#

M#

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

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310.00 DP

**Pillsbury Winthrop LLP**  
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NOTE: Fill this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments